IN THE HIGH COURT OF BOMBAY AT GOA

FIRST APPEAL NO. 61 OF 1999

Shri Antonio Sequeira
Coutinho Pereira. ... Appellant

versus

The Custodian of Evacuee
Property and another. ... Respondents

Mr. J. J. De Souza, Advocate for the Appellant.

Mr. S. S. Kantak, Advocate General with Ms. R. Chodankar, Additional Government Advocate for the Respondent No.1.

CORAM : A. P. LAVANDE &
N. A. BRITTO, JJ.

DATE : 22ND MARCH, 2006.

P.C.:-

Heard Mr. J. J. De Souza, the learned Counsel for the appellant and Mr. S. S. Kantak, the learned Advocate General for the respondent no.1.

In view of death of respondent no.2, this Court by Order dated 5-9-2005 ordered that the appeal stood abated as against respondent no.2. This Order was challenged by the appellant before the Apex Court and the same has been dismissed. The suit was for declaration and injunction and as

such the appeal once stood abated as against respondent no.2, the entire appeal stands abated. Consequently, the appeal is disposed of as abated.

A. P. LAVANDE, J.

N. A. BRITTO, J.

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